



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

713 KENNETH HAHN HALL OF ADMINISTRATION
LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
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April 8, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC HEALTH: APPROVAL OF STANDARD AGREEMENT
AMENDMENT NUMBER 05-45211, A02 FROM THE CALIFORNIA DEPARTMENT
OF PUBLIC HEALTH FOR THE PUBLIC HEALTH LABORATORY VIRAL
LOAD TESTING PROGRAM, A BOARD RESOLUTION AND
AN APPROPRIATION ADJUSTMENT
(ALL SUPERVISORIAL DISTRICTS)
(4 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve and instruct the Director of the Department of Public Health (DPH), or his designee, to accept and sign Standard Agreement Amendment Number 05-45211, A02 (Exhibit I) from the California Department of Public Health (CDPH) which provides an increase of \$1,275,000 in grant funds (from \$1,700,000 to \$2,975,000) for Fiscal Year (FY) 2007-08 (revised from \$5,400,000 to \$6,675,000 for the project term of July 1, 2005, to June 30, 2008) to support the Public Health Laboratory's (PHL) Viral Load Testing (VLT) Program.
2. Approve the attached Board Resolution (Exhibit II), as required by CDPH to accept Standard Agreement Amendment Number 05-45211, A02 to support the PHL's VLT Program.
3. Approve a FY 2007-08 Request for Appropriation Adjustment (Exhibit III) to increase DPH Public Health Programs' (PHP) FY 2007-08 services and supplies (S&S) budget by \$590,000, 100 percent offset by Standard Agreement Amendment Number 05-45211, A02.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

4. Authorize DPH to fill three new Full-Time Equivalent (FTE) positions, consisting of one Public Health Microbiology Supervisor II, one Medical Technologist, Data Systems, and one Senior Laboratory Assistant, in excess of what is provided in DPH's staffing ordinance pursuant to section 6.06.020 of the County Code, subject to allocation by the Chief Executive Office, 100 percent offset by CDPH funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended action allows for additional testing services by DPH's PHL to accommodate an anticipated increase in the volume of specimens for viral load testing for FY 2007-08. There is a higher demand from community-based clinics and local hospitals for additional testing. The workload is being increased by an additional 12,750 viral load tests from 17,000 to 29,750, for which funding has been adjusted by CDPH for Year 3 of the Standard Agreement to compensate PHL. The three additional positions will support the increase in workload and the additional funding will enable PHL's VLT Program to expand existing services in the regional public health laboratories and local CDPH HIV Therapeutic Monitoring Program (TMP). The TMP performs VLT on blood specimens drawn from program-eligible HIV-1 infected individuals for analysis and measurement of the presence of HIV in the blood. The VLT is used to monitor the status of HIV disease, to guide recommendations for therapy and to predict the future course of HIV among Los Angeles County's HIV-infected population.

FISCAL IMPACT/FINANCING

Upon acceptance of Standard Agreement Amendment Number 05-45211, A02, funding for the VLT Program will be increased by \$1,275,000, from \$1,700,000 to \$2,975,000 for FY 2007-08 and the total overall award amount will be increased from \$5,400,000 to \$6,675,000.

An Appropriation Adjustment in the amount of \$590,000 will increase DPH PHP's FY 2007-08 S&S budget to support PHL's increase in workload in implementing the VLT Program.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

DPH's PHL is one of 13 participating regional public health laboratories in the State of California that performs VLT and is responsible for VLT in Los Angeles County and for the City of Pasadena.

Honorable Board of Supervisors
April 8, 2008
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On August 16, 2005, your Board approved the acceptance of Standard Agreement Amendment Number 05-45211 from the California Department of Health Services (CDHS) in the amount of \$5,100,000 for three one-year periods, effective July 1, 2005 through June 30, 2008; 100 percent offset by CDHS funding.

On July 9, 2007, DPH exercised its delegated authority approved by your Board to accept and sign amendments to Standard Agreement 05-45211 which did not exceed 25 percent of the FY base award. DPH VLT Program increased funding for the program in the amount of \$300,000 from \$5,100,000 to \$5,400,000. This Standard Agreement Amendment Number 05-45211, A02 exceeds 25 percent of the base award previously approved by your Board, thereby requiring DPH to return to your Board for approval.

Exhibits I and II have been approved as to form by County Counsel. Exhibit III is the Appropriation Adjustment.

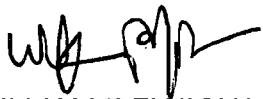
IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the recommended actions will increase funding for DPH's PHL, and allow for the continuation of vital testing and services for HIV-1 infected persons in Los Angeles County.

CONCLUSION

The Department of Public Health requires four signed copies of your Board's action.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer

WTF:SRH:SAS
MLM:RM:bjs

Attachments (3)

c: County Counsel
Director and Health Officer, Department of Public Health

STANDARD AGREEMENT AMENDMENT

STD 213A_CDPH (7/07)

Exhibit I

☒ Check here if additional pages are added: 1 Page(s)

Agreement Number 05-45211	Amendment Number A02
Registration Number:	

1. This Agreement is entered into between the State Agency and Contractor named below:

State Agency's Name

(Also known as CDPH, CDHS, DHS or the State)

California Department of Public Health

Contractor's Name

(Also referred to as Contractor)

County of Los Angeles

2. The term of this Agreement is: July 1, 2005 through June 30, 2008

3. The maximum amount of this Agreement after this amendment is: \$ 6,675,000 Six Million, Six Hundred Seventy-Five Thousand Dollars.



4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

- I. **Amendment effective date:** July 1, 2007.
- II. **Purpose of amendment:** This amendment reflects an expansion of certain Scope of Work activities in Year 3 and increases the budget for Year 3 to compensate the contractor for performing additional services. The State is receiving more of the same services as outlined in the original Scope of Work.
- III. Certain changes made in this amendment are shown as: Text additions are displayed in **bold and underline**. Text deletions are displayed as strike through text (i.e., ~~Strike~~).
- IV. Paragraph 3 (maximum amount payable) on the face of the original STD 213 is increased by \$1,275,000 and is amended to read: ~~\$5,400,000 (Five Million, Four Hundred Thousand Dollars.)~~ **\$6,675,000 (Six Million, Six Hundred Seventy-Five Thousand Dollars).**

(Continued on next page)

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only
Contractor's Name (If other than an individual, state whether a corporation, partnership, etc.)		
County of Los Angeles		
By(Authorized Signature)	Date Signed (Do not type)	
		
Printed Name and Title of Person Signing		
Dr. Jonathan Fielding, MD, MPH, MBA, Director of Public Health		
Address		
C/O Dr. Susan Sabet, Los Angeles County Department of Public Health 12750 Erickson Avenue, Downey, CA 90242		
STATE OF CALIFORNIA		
Agency Name		<input checked="" type="checkbox"/> Exempt per: OOA transaction is PCC exempt per applicable Budget Act.
California Department of Public Health		
By (Authorized Signature)	Date Signed (Do not type)	
		
Printed Name and Title of Person Signing		
Allan Chinn, Chief, Contracts and Purchasing Services Section		
Address		
1501 Capitol Avenue, Suite 71.5178, MS 1802, P.O. Box 997377, Sacramento, CA 95899-7377		

- V. Provision 1 (Invoicing and Payment), Paragraph D (Rates Payable), Item 3 of Exhibit B – Budget Detail and Payment Provisions is amended to read as follows:

1. Invoicing and Payment

D. Rates Payable

- 3) The maximum number of regional client Viral Load Tests performed by the Contractor shall not exceed 17,000 for Year 1, 20,000 for Year 2 and ~~17,000~~ **29,750** for Year 3.

17,000 tests x \$100.00 per test = \$1,700,000 for Year 1.

20,000 tests x \$100.00 per test = \$2,000,000 for Year 2.

~~17,000~~ **29,750** tests x \$100.00 per test = ~~\$1,700,000~~ **\$2,975,000** for Year 3.

- VI. Provision 4 (Rates Payable) of Exhibit B – Budget Detail and Payment Provisions is amended to read as follows:

4. Rates Payable

- A. The amounts payable under this agreement shall not exceed:

- 1) \$1,700,000 for the budget period of 07/01/2005 through 06/30/2006.
- 2) \$2,000,000 for the budget period of 07/01/2006 through 06/30/2007.
- 3) ~~\$1,700,000~~ **2,975,000** for the budget period of 07/01/2007 through 06/30/2008.

- B. Reimbursement shall be made for allowable expenses up to the amount annually encumbered commensurate with the state fiscal year in which services are performed and/or goods are received.

- VII. Exhibit E (Additional Provisions) is amended to add the following paragraph:

5. Departmental Reorganization

- A. The parties to this agreement acknowledge that the California Public Health Act of 2006 (Act; Senate Bill 162, Chapter 241, Statutes 2006), effective July 1, 2007, establishes the California Department of Public Health (CDPH) and renames the California Department of Health Services (CDHS) as the California Department of Health Care Services (DHCS).
- B. Agreements approved before July 1, 2007 shall continue in full force and effect, with the renamed DHCS and the newly formed CDPH assuming all of the rights, obligations, liabilities, and duties of the former CDHS and any of its predecessors as relates to the duties, powers, purposes, responsibilities, and jurisdiction vested by the Act in each of the resulting departments.
- C. Agreements approved on or after July 1, 2007 that refer to CDHS shall be interpreted to refer to the renamed DHCS or the newly formed CDPH, as appropriate under the terms of the agreement. DHCS or CDPH, as appropriate under the terms of the agreement, shall assume all of the rights, obligations, liabilities, and duties of the former CDHS and any of its predecessors as relates to the duties, powers, purposes, responsibilities, and jurisdiction vested by the Act in each of the resulting departments. The assumption by each department shall not in any way affect the rights of the parties to the agreement.
- D. As a result of the departmental reorganization discussed above, various CDHS programs may experience a physical relocation, change in personnel, change in procedures, or other effect. If this agreement is impacted by SB 162, CDHS reserves the right, without initiation of a formal amendment, to issue one or more written notices to the Contractor supplying alternate information and/or instructions regarding invoicing, document addressing, personnel changes, and/or other procedural changes.

- VIII. All other terms and conditions shall remain the same.

RESOLUTION AUTHORIZING STANDARD AGREEMENT AMENDMENT
NUMBER 05-45211, A02 FOR THE DEPARTMENT OF PUBLIC HEALTH
VIRAL LOAD TESTING PROGRAM

WHEREAS, an agreement was executed August 16, 2005 to accept funds from the California Department of Public Health (CDPH) to provide continuing support of the Department of Public Health (DPH), Public Health Laboratory (PHL), Viral Load Testing (VLT) Program for the period of July 1, 2005 through June 30, 2008.

WHEREAS, the DPH PHL has been notified additional funding is available with the expansion of Scope of Work activities in Year 3 of the Standard Agreement, which will increase the budget for Year 3 of the Standard Agreement to compensate the DPH PHL for additional services.

NOW, THEREFORE, be it resolved that the County of Los Angeles Board of Supervisors authorize the approval of Standard Agreement Amendment Number 05-45211, A02 from the CDPH to support the PHL VLT Program for the expansion of viral load testing services in Fiscal Year 2007-08.

BE IT FURTHER RESOLVED that the Acting Chief Deputy of the County of Los Angeles DPH is hereby authorized and empowered to execute in the name of the County of Los Angeles the necessary amendment for the purpose of securing funds for the period of July 1, 2005 through June 30, 2008, to implement and carry out the purposes specified in the Amendment.

The foregoing resolution was passed on 8TH day of APRIL, 2008 adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taking districts, agencies and authorities for which said Board so acts.



Jonathan E. Freedman, Acting Chief Deputy
Department of Public Health

SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
County of Los Angeles
Deputy

APPROVED AS TO FORM BY THE
OFFICE OF THE COUNTY COUNSEL
RAYMOND G. FORTNER, JR.
COUNTY COUNSEL

By Maryah Lee
Deputy

COUNTY OF LOS ANGELES

REQUEST FOR APPROPRIATION ADJUSTMENT

DEPARTMENT OF PUBLIC HEALTH

DEPT'S. NO. _____

March 17, 2008

AUDITOR-CONTROLLER.

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. WILL YOU PLEASE REPORT AS TO ACCOUNTING AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF ADMINISTRATIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR
FISCAL YEAR 2007/08
4 VOTES

SOURCES:

PH-Public Health Programs
State - Other
A01-PH-23450-8831
Increase Revenue

\$ 590,000

USES:

PH-Public Health Programs
Services and Supplies
A01-PH-23450-2000
Increase Appropriation

\$ 590,000

Total

\$ 590,000

Total

\$ 590,000

This increases appropriation for the increase in workload in implementing the Department of Public Health Laboratory Viral Load Testing Program services. According to Agreement No. 05-45211 A02, funding is provided by the State of California, Department of Public Health for the period of July 1, 2007 through June 30, 2008.

CHIEF ADMINISTRATIVE OFFICER'S REPORT

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

Leticia S. Moisa

DPH, Acting Finance Manager PHS

32 APR 08 2008

Sachia A. H.
SACHIA A. H.
EXECUTIVE

REFERRED TO THE CHIEF
ADMINISTRATIVE OFFICER FOR

ACTION

APPROVED AS REQUESTED

AS REVISED

AUDITOR-CONTROLLER

BY

Mar 17 20 08

NO. 170

MAR 17 20 08

APPROVED (AS REVISED):
BOARD OF SUPERVISORS

CHIEF ADMINISTRATIVE OFFICER

BY

DEPUTY COUNTY CLERK

32 APR 08 2008